IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE NINETEENTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE

and
HON'BLE SRI JUSTICE C.V.RAMULU

WRIT PETITION NO : 8669 of 2004

Between:

Shaik Abdul Azeez,

S/o.Shaik Sattar Saheb,
R/o.Bharatnagar, V.Kota,

V.Kota Mandal,
Chittoor District.

..... PETITIONER

AND

1. The Sub-Inspector of Police, V.Kota Police Station, V.Kota

Mandal,Chittoor Dist.
2 Superintendent of Police, Chittoor.
3 Deputy Superintendent of Police, Palamaner, Chittoor Dist.
4 The Circle Inspector of Police, Kuppam, Chittoor Dist.
5 Azeez, S/o.Abdul Hafiz, Ambedkarnagar, KGF, Kolar Dist,

Karnataka State.
6 Mukaram, S/o.Basha Saab, Collie Goods, KGF, Kolar Dist,

Karnataka State.
7 Ambare Aslam S/o.Peerah Saab, (Auto Rickshaw) Owner &

Driver) BEML Nagar Ambara Govt. Colony,
KGF, Kolar Dist, Karnataka Dist.
8 Aslam, S/o.Akbar Saab, Temple Street, Beethamangala,

Bangarpet,Kolar Dist.
Karnataka State.
9 Mahboob Basha, S/o.Qayyum Saab (Carpenter work)

Bharatnagar,V.Kota.
10 Seena S/o.Puttachari, Near Gangamma, Temple Street,

V.Kota.
11 Narayana Sami, Matrikadu, Chittoor Dist.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of Habeas corpus or any other writ, order or direction, directing the respondents herein to cause production of
Mr. Attaulah S/o Shaik Abdul Azeez, aged 15 years, before this Hon'ble court and set him at liberty by declaring his detention as illegal and arbitrary and further direct the respondents 1 to 4 to initiate investigation forthwith pursuant to the complaint in FIR No.31/2004 dt.18-3-2004 and 18-4-2004.

Counsel for the Petitioner : Mrs. SOFIA BEGUM

Counsel for Respondents 1 to 4 : The ADVOCATE GENERAL

Counsel for the respondent No.8 : Mr. Noushad Ali

Counsel for respondents 5,6,7 and 9 to 11 : None appeared

The Court made the following :

ORDER: (Per Hon’ble the Chief Justice)

On the petitioner's complaint, Crime No.31 of 2004 was registered in Police Station V.Kota, Chittoor district, about the missing of his son with tempo trax. As per the two affidavits in reply, investigation is in progress and it has not been possible to trace the petitioner's son so far though the vehicle was found in Bangalore, which has now been released in favour of the petitioner. From the affidavits in reply, we are satisfied that investigation is genuinely in progress and accordingly, we dispose of this petition with direction to respondents 1 to 4 to continue investigation of the crime in question on whatever clues made available by the petitioner or come to their notice and on conclusion of the investigation, appropriate report be filed. Liberty is reserved to the petitioner to initiate appropriate proceedings thereafter in accordance with law.

The writ petition is thus disposed of.

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DEVINDER GUPTA, C.J.

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C.V. RAMULU, J

19-07-2004

bsc

To

1. The Sub-Inspector of Police, V.Kota Police Station, V.Kota

Mandal,Chittoor Dist.
2. Superintendent of Police, Chittoor.
3. Deputy Superintendent of Police, Palamaner, Chittoor Dist.
4. The Circle Inspector of Police, Kuppam, Chittoor Dist.
5. 2 CCs to the Advocate General, High Court of A.P.,

Hyderabad (OUT)

6. 2 CCs to the G.P. for Home, High Court Buildings,

Hyderabad (OUT)

7. 2 CD copies.